

### **REMARKS/ARGUMENTS**

Claims 1-10 and 32-50 remain in the application for further prosecution. By this amendment, claims 1, 6, and 7-10 have been amended and claims 32-50 have been added. Claims 11-31 have been canceled without prejudice.

The Office Action objected to claim 9. Applicant has amended claim 9 to correct the term "repetitiously." Claim 7 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant has amended claim 7 to clarify the steps of reading and determining are repeated continuously and performed in parallel.

#### **Claim Rejections**

Claims 1-14, 16-29 and 31 are rejected under 35 U.S.C. 102(e) as being unpatentable over U.S. Patent No. 6,595,856 B1 ("Ginsburg"). Claims 15 and 30 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,595,856 B1 ("Ginsburg").

#### **Personal Interview and Interview Summary**

The Applicant notes with appreciation the interview conducted with Examiners Deodhar and Hotaling on June 22, 2007. Pursuant to the discussions in the interview, the Applicant has amended independent claim 1 and dependent claim 6 to clarify the invention. Applicant is also adding new claims 32-50 in accordance with the discussions in the Interview.

The Applicant agrees with the Interview Summary Sheet provided at the end of the interview in which the Examiners acknowledged the proposed amendments to claims 1 and 6 to distinguish over Ginsburg and the other art of record.

#### **Independent Claim 1**

Applicant has amended claim 1 to include the element of "determining the next predetermined amount of data is executable code or graphic data" and reading the next amount

of data "without authenticating the graphic data" as suggested by the Examiners discussed during the interview.

Ginsburg does not disclose the claimed physical structure that is set forth in amended claim 1. During the interview on June 21, 2007, the Examiners acknowledged the fact that amended claim 1 distinguishes over Ginsburg and the art of record. Accordingly, Applicants believe claims 1-10 are allowable.

**New Independent Claim 32**

New claim 32 is also allowable over Ginsburg. Claim 32 requires that "determining if a next predetermined amount of data from said memory is executable code or graphics data." Claim 32 also requires "if said next predetermined amount of data is graphics data," returning to reading the next predetermined amount of data. As explained above, these elements are similar to those discussed with regard to amended claim 1 that was acknowledged to be patentable over Ginsburg in the interview.

Further, claim 32 includes the element that if "a predetermined condition has been met, then authenticating said graphics data." Claim 32 thus includes elements similar to amended claim 6 discussed in the interview as allowable over Ginsburg. New claim 32 is thus allowable over Ginsburg for several reasons.

**New Independent Claims 40 and 47**

During the interview, Applicant's representatives and the Examiners discussed the fact that the subject matter of claim 1 was occurring while the gaming machine was operating to conduct the wagering game, as opposed to a "start-up" authentication process. The Examiners mentioned that claiming subject matter on this point may be helpful.

Thus, Applicant has also added new independent claims 40 and 47. New claim 40 includes the element of while the gaming machine is booting up, authenticating both the executable code and graphics data. New claim 40 also includes the elements of "determining if the next predetermined amount of data is executable code or graphic data" and reading the next predetermined amount of data without authenticating the graphic data after the booting up. Finally, new claim 40 includes the element of if the next predetermined amount of data is graphics data, authenticating the data if a predetermined condition is met. The Examiners acknowledged that Ginsburg does not disclose these elements in the interview and therefore new claim 40 is allowable over Ginsburg.

Applicant has also added new claim 47. New claim 47 includes the element of authenticating both executable code and graphics data while the gaming machine is booting up. New claim 47 also requires that after booting up, the executable code is authenticated at a first frequency greater than a second frequency that the graphics data is authenticated. Ginsburg does not disclose any of these elements.

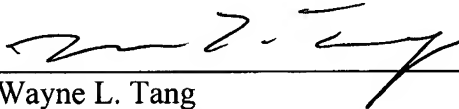
## Conclusion

It is Applicant's belief that all of the pending claims 1-10 and 32-50 are now in condition for allowance and actions towards that effect is respectfully requested.

If there are any matters which may be resolved or clarified through a telephone interview, the Examiner is respectfully requested to contact the undersigned attorney at the number indicated.

Respectfully submitted,

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